

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3897

IN THE MATTER OF:

Served March 2, 1992

Application of WILLIAMS BUS TOURS, )  
INC., for a Certificate of )  
Authority -- Irregular Route )  
Operations )

Case No. AP-92-01

By application accepted for filing January 8, 1992, Williams Bus Tours, Inc. (WBTI or applicant), a District of Columbia corporation, seeks a Certificate of Authority to transport passengers, together with baggage in the same vehicles as passengers, in irregular route operations between points in the Metropolitan District.

Notice of this application was served on January 10, 1992, in Order No. 3877, and WBTI was directed to publish further notice in a newspaper and file an affidavit of publication. WBTI complied. This application is unopposed.

SUMMARY OF EVIDENCE

WBTI proposes to initiate operations using two owned vehicles, each having a manufacturer-designed seating capacity of more than 15 persons, including the driver. Applicant's proposed tariff contains hourly charter rates.

WBTI's application includes information regarding, among other things, its corporate status, facilities, vehicle maintenance arrangements, driver training practices, proposed tariff, finances, and regulatory compliance record.

Applicant's vice president certifies on WBTI's behalf that it has access to, is familiar with, and will comply with the Compact and the Commission's rules and regulations. The applicant received a satisfactory safety rating from the United States Department of Transportation, Federal Highway Administration (USDOT), on November 28, 1990. Applicant's USDOT number is 207254.

Applicant filed a balance sheet as of September 30, 1991, showing total current assets of \$15,000, net fixed assets of \$168,883, total current liabilities of \$16,483, total long-term liabilities of \$157,400, and total equity of \$10,000. Applicant's operating statement for the 12 months ended September 30, 1991, shows total operating income of \$119,300, total operating expenses of \$89,415, and net operating income of \$29,885. Applicant's projected operating statement for the first 12 months under WMATC authority shows WMATC operating income of \$25,000, other operating income of \$127,000, total operating expenses of \$108,817, and net operating income of \$43,183.

The application indicates that applicant's president, vice president and secretary are its sole shareholders. It is certified that neither WBTI nor any person controlling, controlled by, or under common control with WBTI has any relationship with a carrier other than WBTI.

#### DISCUSSION AND CONCLUSIONS

This case is governed by the Compact, Title II, Article XI, Section 7(a) which provides in relevant part that:

. . . the Commission shall issue a certificate to any qualified applicant, . . . if it finds that--

- (i) the applicant is fit, willing, and able to perform that transportation properly, conform to the provisions of this Act, and conform to the rules, regulations, and requirements of the Commission; and
- (ii) that the transportation is consistent with the public interest.

Based on the evidence in this record, the Commission finds WBTI to be fit, willing, and able to perform the proposed transportation properly and to conform with applicable regulatory requirements. It is further found that the proposed transportation is consistent with the public interest.

THEREFORE, IT IS ORDERED:

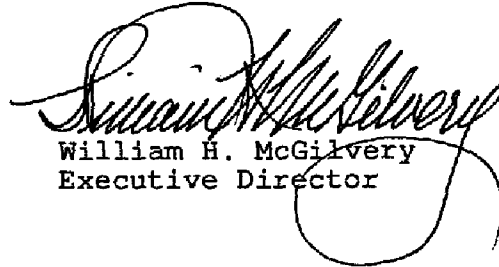
1. That Williams Bus Tours, Inc., 5512 - 5th Street, N.E., Washington, DC 20011, is hereby conditionally granted, contingent upon timely compliance with the requirements of this order, authority to transport passengers, together with baggage in the same vehicles as passengers, in irregular route operations between points in the Metropolitan District.

2. That Williams Bus Tours, Inc., is hereby directed to file the following documents with the Commission within 30 days of the date of this order or such additional time as the Commission may direct or allow: (a) evidence of insurance pursuant to Commission Regulation No. 58 and Order No. 3623; (b) four copies of a tariff or tariffs in accordance with Regulation No. 55; (c) an equipment list stating the year, make, model, serial number, vehicle number, license plate number (with jurisdiction) and seating capacity of each vehicle to be used in revenue operations; (d) evidence of ownership or a lease as required by Commission Regulation No. 62 for each vehicle to be used in revenue operations; and (e) a notarized affidavit of identification of vehicles pursuant to Commission Regulation No. 61, for which purpose WMATC No. 200 is hereby assigned.

3. That unless Williams Bus Tours, Inc., complies with the requirements of the preceding paragraph within 30 days from the date of this order, or such additional time as the Commission may direct or allow, the grant of authority herein shall be void and the application shall stand denied in its entirety effective upon the expiration of the said compliance time.

4. That upon timely compliance with the requirements of the preceding paragraph and acceptance of the documents required by the Commission, Certificate of Authority No. 200 shall be issued to Williams Bus Tours, Inc.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS DAVENPORT, SCHIFTER, AND SHANNON:



William H. McGilvery  
Executive Director